

Calendar No. 493

105TH CONGRESS
2^D SESSION

S. 1883

[Report No. 105–263]

To direct the Secretary of the Interior to convey the Marion National Fish Hatchery and the Claude Harris National Aquacultural Research Center to the State of Alabama, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 31, 1998

Mr. SHELBY (for himself and Mr. SESSIONS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

JULY 24, 1998

Reported by Mr. CHAFEE, with amendments

[Omit the part struck through and insert the part printed in *italic*]

A BILL

To direct the Secretary of the Interior to convey the Marion National Fish Hatchery and the Claude Harris National Aquacultural Research Center to the State of Alabama, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Marion National Fish
3 Hatchery and Claude Harris National Aquacultural Re-
4 search Center Conveyance Act”.

5 **SEC. 2. CONVEYANCE OF MARION NATIONAL FISH HATCH-**
6 **ERY AND CLAUDE HARRIS NATIONAL**
7 **AQUACULTURAL RESEARCH CENTER TO THE**
8 **STATE OF ALABAMA.**

9 (a) CONVEYANCE REQUIREMENT.—

10 (1) IN GENERAL.—Not later than 180 days
11 after the date of enactment of this Act, the Sec-
12 retary of the Interior shall convey to the State of
13 Alabama without reimbursement, and subject to the
14 condition described in paragraph (2), all right, title,
15 and interest of the United States in and to the prop-
16 erties described in subsection (b) for use by the
17 Game and Fish Division of the Department of Con-
18 servation and Natural Resources of the State of Ala-
19 bama (referred to in this section as the “Game and
20 Fish Division”)—

21 ~~(A) as part of the fish culture program of~~
22 ~~the State of Alabama; or~~

23 ~~(B) for any other purpose approved in~~
24 ~~writing by the regional director of the United~~
25 ~~States Fish and Wildlife Service for the region~~
26 ~~in which the properties are located.~~

1 (2) LEASE OF CLAUDE HARRIS NATIONAL
2 AQUACULTURAL RESEARCH CENTER.—

3 (A) TO ALABAMA AGRICULTURE EXPERI-
4 MENT STATION.—As a condition of the convey-
5 ance under paragraph (1), the Game and Fish
6 Division shall offer to lease the property de-
7 scribed in subsection (b)(1)(B) to the Alabama
8 Agriculture Experiment Station—

9 (i) at no cost to the Station or the
10 Game and Fish Division; and

11 (ii) for the period requested by the
12 Station and provided by Alabama law.

13 (B) TO ANOTHER PUBLIC ENTITY.—If the
14 Station declines the offer or fails to renew any
15 lease, the Game and Fish Division shall offer to
16 lease any portion of the property to another
17 public entity.

18 *Fish Division)” as part of the fish culture program*
19 *of the State of Alabama.*

20 (2) LEASE OF CLAUDE HARRIS NATIONAL
21 AQUACULTURAL RESEARCH CENTER.—As a condition
22 of the conveyance under paragraph (1), the Game and
23 Fish Division shall offer to lease the property de-
24 scribed in subsection (b)(1)(B) to the Alabama Agri-
25 culture Experiment Station—

1 (A) *at no cost to the Station or the Game*
 2 *and Fish Division; and*

3 (B) *for the period requested by the Station*
 4 *and provided by Alabama law.*

5 (b) DESCRIPTION OF PROPERTIES.—The properties
 6 referred to in subsection (a)(1) consist of—

7 (1)(A) the portion of the Marion National Fish
 8 Hatchery leased to the Game and Fish Division, lo-
 9 cated 7 miles northeast of Marion, Alabama, on
 10 State Highway 175, as described in Amendment No.
 11 2 to the Cooperative Agreement dated June 6, 1974,
 12 between the United States Fish and Wildlife Service
 13 and the Game and Fish Division, consisting of ap-
 14 proximately 300 acres; and

15 (B) the Claude Harris National Aquacultural
 16 Research Center, located 7 miles northeast of Mar-
 17 ion, Alabama, on State Highway 175, as described
 18 in a document of the United States Fish and Wild-
 19 life Service entitled “EXHIBIT A” and dated March
 20 19, 1996, consisting of approximately 298 acres;

21 (2) all improvements and related personal prop-
 22 erty under the control of the Secretary of the Inte-
 23 rior that are located on the properties described in
 24 paragraph (1), including buildings, structures, and
 25 equipment; and

1 (3) all easements, leases, and water and timber
2 rights relating to the properties described in para-
3 graph (1).

4 (c) REVERSIONARY INTEREST.—

5 (1) REQUIREMENT.—If any property conveyed
6 to the State of Alabama under this section is used
7 for any purpose other than the use authorized under
8 subsection (a), all right, title, and interest in and to
9 all property conveyed under this section shall revert
10 to the United States.

11 (2) CONDITION OF PROPERTY ON REVER-
12 SION.—In the case of a reversion of property under
13 paragraph (1), ~~subject to any sale or lease of timber~~
14 ~~or mineral interests on or under the property,~~ the
15 State of Alabama shall ensure that all property re-
16 verting to the United States under this subsection is
17 in substantially the same condition as, or in better
18 condition than, at the time of conveyance under sub-
19 section (a).

20 (d) JURISDICTION.—~~Effective at the time of convey-~~
21 ~~ance of the properties under subsection (a), the United~~
22 ~~States retrocedes jurisdiction over the properties to the~~
23 ~~State of Alabama.~~

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